

S/N 09/583,342

#6/R.T.
5/10
PATENT
ELECT.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Frederic Bushman et al.

Examiner: Jehanne Souaya

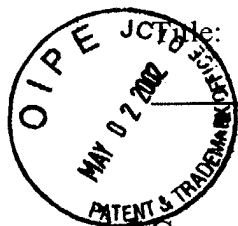
Serial No.: 09/583,342

Group Art Unit: 1634

Filed: May 31, 2000

Docket: 1211.002US1

Title: METHOD OF IDENTIFYING INHIBITORS OF TOPOISOMERASE DNA
RELIGATION



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RESPONSE TO RESTRICTION REQUIREMENT

MAY 06 2002

Commissioner for Patents
Washington, D.C. 20231

TECH CENTER 1600/2900

Applicant has reviewed the Restriction Requirement mailed March 26, 2002, wherein the Examiner has requested election of one of the following groups:

Group I - Claims 1-16 and 20, drawn to a method and kit for detecting compounds that modulate topoisomerase activity, classified in class 435, subclass 6.

Group II - Claim 21, drawn to a method of screening compounds capable of modulating nucleic acid modifying enzymatic activity, classified in class 435, subclass 6.

Applicant provisionally elects, with traverse, the claims of Group I (claims 1-16 and 20). Claim 21 is cancelled without prejudice. Applicant reserves the right to file a divisional application or applications on the cancelled claims.

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ORIGINALLY FILED**

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Page 2

Dkt: 1211.002US1

Conclusion

The Examiner is invited to contact Applicants' attorney (612-373-6939) if there are any questions concerning this Response or if prosecution of this application may be assisted thereby.

Respectfully submitted,

FREDERIC BUSHMAN ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938

Minneapolis, MN 55402

(612) 373-6939

Date

April 23, 2002

By

A. James Nelson

A. James Nelson

Reg. No. 28,650

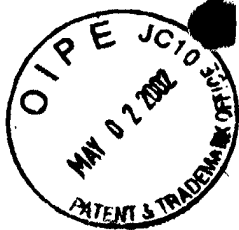
CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231, on this 23rd day of April, 2002.

Name

Dawn M. Hole

Signature

Dawn M. Hole



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We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ Response to Restriction Requirement (2 Pages).

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: [Signature]
Atty: A. James Nelson
Reg. No. 28,650

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Name

Dawn M. Poole

Signature

Dawn M. Poole

Customer Number 21186

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(GENERAL)